

succeed for years to come, this building is critical. The request is for \$20,129,000, with increased O&M of \$240,900.

Sen. Dmitrich suggested that the Subcommittee might consider design funding on this project and stated his strong support for the new building at CEU.

k. Southern Utah University Science Building - Michael Benson, President

President Benson thanked the Legislature for the funding the University has received in the past. He explained that this project consists of the construction of a four-story addition to the existing SUU Science Center and demolition of the existing Life Science Building. He stated that the University has \$3 million in private money and it is requesting intent language from the Subcommittee to allow the University to use private (non-state) funds in the amount of \$1.3 million to begin planning and design.

Co-Chair Garn stated that the Co-Chairs will rework the wording of the intent language to accurately reflect the policy of the Legislature that the University will be moving forward with no guarantees of future funding.

Rep. Bowman commented on his long history with the school and his many years of Legislative service. He stated his pride in the accomplishments of the University and its leadership and service to the community and state.

MOTION: Rep. Bowman moved to adjourn the meeting.

The meeting was adjourned at 5:10 p.m. by Co-Chair Jenkins.

The minutes were reported by Bonnie Brinton.

Sen. Scott K. Jenkins
Committee Co-Chair

Rep. Kevin Garn
Committee Co-Chair

**h. Salt Lake Community College Digital Design/Communication Building -
Cynthia Bioteau, President**

President Bioteau was assisted in the presentation by Dennis Klaus, Vice President, Business Service. She introduced employers in attendance in support of this request. The request is for \$40,509,194 for a Digital Design and Communication Technology Center. Life safety issues in the old Auto Trades Building were explained in addition to needed space for increased enrollment growth.

i. UVSC Health Building/Land Purchase/Children's Theater - Val Peterson, Vice President and Sam Rushforth, Dean, School of Science and Health

Vice President Peterson excused President Sederburg who was unable to attend the meeting today. He introduced Sam Rushforth, Dean, School of Science and Health, who presented the request for a Science/Health Science Building Addition in the amount of \$52,486,000. The increased O&M would be \$1,020,000.

The second request is for a land purchase of the Nielson property in the amount of \$3.35 million, located at 4th West, contiguous to campus. Rep. S. Clark pointed out that this is the last undeveloped property that is contiguous to the campus.

The third request is for approval as a non-state program the Ray Noorda Children's Theater for approximately \$1.5 million. O&M costs are estimated at approximately \$45,000 per year.

MOTION: Rep. S. Clark moved to approve the non-state funded Ray Noorda Children's Theater and O&M funding of \$1.5 million.

The motion passed unanimously with Rep. Snow absent for the vote.

j. College of Eastern Utah Fine and Performing Arts Building - Ryan Thomas, President and Kevin Walthers, Vice President

for President Thomas introduced the request for a new Fine & Performing Arts Center the College. Vice President Walthers explained that the College shares with other USHE institutions a problem of aging infrastructure. The College of Eastern Utah, the smallest USHE campus, is home to the two most dangerous buildings in the State according to a DFCM analysis. Mr. Walthers stated that to attract more students and allow the College to

include classrooms and teaching labs for agriculture and science curricula. He noted the reasons why timing is critical to this project.

Dean Cockett discussed the partnerships and advantages to Utah State. She stated that opportunities for collaborations between USU and the Agricultural Research Service (ARS) will be increased because ARS labs will be located in the new structure.

f. Ogden-Weber ATC Health Technology Building - Collette Mercier, Campus President

President Mercier was assisted by Jim Taggart, Vice President, Facilities Management. She presented an overview of the request for State funds which is for \$23,534,000 for a Health Technology Building. She stated that there is a healthcare worker shortage, strong industry support, and over \$630,000 has been raised in private funding. Further, Intermountain Healthcare and other providers have committed to supporting the new facility with equipment donations; and the College has received \$300,000 in scholarship support for health programs expansion. In summary, President Mercier reminded the Subcommittee members that this request has been on the list for five years.

g. University of Utah School of Business Building - Michael Young, President

President Young was assisted with statements of support from the business community by David Carlebach, Managing Director, Goldman Sachs; and Scott Marquardt, President, Management Training Corp. President Young also introduced local businessmen in attendance showing support for the funding of this request.

The request is for \$28,500,000 for the David Eccles School of Business building. The President pointed out that donor funding equals 71 percent of the total cost of the building. Increased O&M will be \$983,400.

Jack Brittain, Dean, College of Business, and Vice President, Technology Venture Development, responded to questions from Subcommittee members.

In response to the question of raising more donations, President Young stated that the time to do this would price the University out of the project. He further stated that the project is in the design process. Rep. S. Clark stated that he felt this was a good investment for the State as 71 percent of the money is from donations.

bond, and the request for this payoff is for \$1,603,200 one-time. He also discussed the issue that the Sevier School District is offering a one-time window of opportunity for the College to "buy out" the District's interest in the facility for the price of \$5,186,000.

Marvin Dodge, Financial Vice President, stated that the State already pays the O&M for the entire building.

**d. Mountainlands ATC (MATC) Northern Utah County Campus Building -
Campus President Clay Christensen**

President Christensen stated that MATC has had over a 200% increase in membership hours over the past ten years averaging 14% annually. He also explained that the School is the fastest growing ATC in the UCAT system. Currently, the building in American Fork is insufficient in size to handle the enrollment and the lease on the Orem campus has expired.

The President expressed appreciation to the Legislature for funding the property adjacent to Thanksgiving Point last year and for the planning and design money of \$1 million. The planning is complete and the design is underway. Finally, the MATC building request for FY 2009 is for the construction of the initial building which will have 75,000 square feet and be constructed on the MATC Thanksgiving Point property. The adjusted cost of the building is \$19,293,000. The increased State O&M will be \$506,200.

Mr. Christensen stated that DFCM had been great to work with and were very supportive. Rep. S. Clark commended President Christensen for his service.

**e. Utah State University (USU) Agricultural Science Building - Stan Albrecht,
President**

President Albrecht introduced Noelle Cockett, Dean of the College of Agriculture and Michael Kennedy, Special Assistant to the President. He stated that USU is moving forward with plans to build a new College of Agriculture/Agricultural Research Service Building on the Campus. Mr. Kennedy explained that the US Congress has directed funds in the amount of \$5.56 million to USU for planning, design and construction of the structure. This federal funding builds upon the State of Utah's appropriation of \$2.5 million awarded in the 2007 legislative session.

The President stated that the total construction cost estimate, including state and federal money is \$103 million. The State's portion of the funding is \$43 million. This will

appropriated, date construction started and time from estimate to start of construction. They also pointed out the construction cost per square foot and discussed the design fees cost.

Matthias Mueller, Project Director, DFCM, further explained the cost of design and prototypical design guidelines used in the Division. Mr. Beers and Mr. Mueller discussed in detail the new Washington County liquor store cost summary, request for funding and the project information with Subcommittee members.

Rep. S. Clark requested a breakout of costs excluding the escalation figures to better understand the actual cost of a specific building. Mr. Beers stated that the Division will take counsel from the Subcommittee and attempt to get one design for all five liquor stores. He stated that the Division will be very cautious in arriving at cost estimates.

Glen Beckstead, Professional Cost Estimator, MHTN Architects under contract with DFCM, testified regarding the building construction increases in the State. He stated that the cost of labor is a partial cause of the increases and that lack of labor is an issue. Both Mr. Beckstead and Mr. Beers explained why public construction is more costly than private construction and stated that the State stays above the minimum standard. DFCM is required to meet all codes and build buildings that will last 50 years.

5. Education-Related State-Funded Capital Project Requests

b. Higher Education Commissioner's Office Comments - David L. Buhler, Interim Commissioner

Commissioner Buhler was assisted by Kimberly Henrie. He stated that USHE provides \$2 of private funding for every State dollar spent on capital development, and that USHE represents 2/3 of all State-owned space. Mr. Buhler explained the Qualification and Prioritization (Q&P) Score for FY 2009 and the Capital Facilities projects and ranking by the Board of Regents. He noted two special projects: UU - Museum of Natural History with a request of \$30 million and Snow College Richfield - School District Buyout of \$5,186,291. Finally, the Commissioner discussed the non-State funded projects, the total cost and State funded O&M of each.

c. Snow College Richfield Bond Payoff - Scott Wyatt, President

President Wyatt began by thanking the Legislature for funding the library at Snow College last year. He stated that the School is making a \$162,000 a year payment on a

4. Requests for Appropriation

a. Shakespearean Festival Land Purchase (Rep. Bowman)

This request was superseded by a request to fund a new theater.

b. Shakespearean Festival Building Purchase (Rep. Bowman)

Rep. Bowman introduced the request of the Shakespearean Festival for one-time funding of \$10 million for the new Shakespeare Theatre.

President Michael Benson, President, Southern Utah University, introduced Fred Adams, Founder of the Festival. Mr. Adams explained the background of the Festival and the need for the requested funding. The building would be called the "Utah Shakespearean Festival Centre for the Performing Arts." The total cost of the new multi-use development is estimated at over \$60 million. Construction of the new theatre will be approximately \$23 million. Of the \$23 million required, the Festival is committed to raise \$13 million from private donors, and city and county government.

Sen. Stowell stated his support for this funding.

c. LeRay McAllister Fund (Rep. Hunsaker)

Rep. Hunsaker introduced the request of the LeRay McAllister Fund for one-time funding of \$2 million.

John Bennett, Governor's Office of Planning and Budget and Executive Director, Utah Quality Growth Commission, explained the request. He stated that the Legislature had approved funding of \$2 million last year for this Fund; however, the requests for funding have consistently outpaced appropriations. He urged support for this funding.

Rep. Hunsaker stated that ongoing funding instead of one-time would be preferred and would provide for better planning and security for the Fund.

4. Continuation of Prior Business - Construction Costs - D. Gregg Buxton, Director and Kent Beers, Assistant Director, DFCM

D. Gregg Buxton, Director and Kent Beers, Assistant Director, DFCM, explained at length the liquor store cost analysis which included date of cost estimate, date funds were

3. Education-Related State-Funded Capital Project Requests

a. Utah Schools for the Deaf and Blind Building - Tim Smith, Superintendent; Bryce Jackson, 6th Grade Student; Diana Larsen, Teacher

Superintendent Smith introduced this request for a new building for the Utah Schools for the Deaf and Blind in the amount of \$14.2 million. He introduced Bryce Jackson, a 6th grader from the Jean Massieu School who explained, through an interpreter, the need for the new building. Diana Larsen, who has been profoundly deaf since age four and is a teacher at the School, stated her support for the request.

Mr. Smith stated that this new building would provide 28 classrooms, a gym and a cafeteria. He explained that the lease will expire on the building presently housing the School, and that he has been working with DFCM to find a solution. His conclusion is that a new building is the best solution, and he asked for the support of the Subcommittee in funding this request.

D. Gregg Buxton, Director, DFCM, stated that the Division has spent time looking at the JMS and Connor Street buildings, and that he found them to be old and dirty. He explained that all the students could be moved to the Connor Street location, on an extended lease for one year, while a new building could be constructed. There are presently 75 students in both locations.

In response to Subcommittee questions, Superintendent Smith stated that the Institutional Council has pledged \$500,000 toward the new building if the State approves the funding for it. He also pledged to do some fund raising but has no commitments at the present time. He explained that the Schools serve 1,800 students Statewide. Also, there are laws that require the Schools to provide specific equipment to the students to aid in their learning, and this equipment is expensive which is one reason for the elevated cost of the building.

Subcommittee members suggested solutions such as administration offices being housed somewhere other than at the School, selling the building and using the money to construct the new building or buy an existing building better suited to the School, and using the present School building to house other State agencies. Director Buxton stated that the Division has been trying to resolve this issue for five years.

Clay Christensen, Campus President, Mountainlands ATC
Stan Albrecht, President, Utah State University
Noelle Cockett, Dean, College of Agriculture, Utah State
University
Michael Kennedy, Special Assistant to the President, Utah State
University
Collette Mercier, Campus President, Ogden-Weber ATC
Michael Young, President, University of Utah
David Carlebach, Managing Director, Goldman Sachs
Scott Marquardt, President, Management Training Corp.
Jack Brittain, Dean, College of Business and Vice President,
Technology Venture Development, University of Utah
Cynthia Bioteau, President, Salt Lake Community College
Val Peterson, Vice President, Utah Valley State College
Sam Rushforth, Dean, School of Science and Health, Utah Valley
State College
Ryan Thomas, President, College of Eastern Utah
Kevin Walthers, Vice President, College of Eastern Utah

A list of visitors and a copy of handouts are filed with the Subcommittee minutes.

Co-Chair Jenkins called the meeting to order at 2:05 p.m.

1. Welcome

Co-Chair Jenkins welcomed everyone to the meeting.

2. Approve Minutes of Thursday, January 31, 2008

MOTION: Rep. Hunsaker moved to approve the minutes of the meeting held Thursday, January 31, 2008.

The motion passed unanimously with Reps. S. Clark and Winn absent for the vote.

**MINUTES OF THE
JOINT CAPITAL FACILITIES & GOVERNMENT OPERATIONS
APPROPRIATIONS SUBCOMMITTEE MEETING
MONDAY, FEBRUARY 4, 2008, 2:00 P.M.
RoomW025, West Office Building, State Capitol Complex**

Members Present:	Sen. Scott K. Jenkins, Committee Co-Chair Rep. Kevin Garn, Committee Co-Chair Sen. Mike Dmitrich Sen. Darin Peterson Rep. DeMar “Bud” Bowman Rep. Rebecca Chavez-Houck Rep. Stephen Clark Rep. Janice M. Fisher Rep. Fred R. Hunsaker Rep. Gordon Snow Rep. Mark Walker Rep. Bradley A. Winn
Members Absent:	Sen. Sheldon Killpack
Staff Present:	Steve Allred, Fiscal Analyst Richard Amon, Fiscal Analyst Bonnie Brinton, Committee Secretary
Public Speakers Present:	Tim Smith, Superintendent, Utah Schools for the Deaf and Blind Bryce Jackson, Student, Utah Schools for the Deaf and Blind Diana Larsen, Teacher, Utah Schools for the Deaf and Blind D. Gregg Buxton, Director, Division of Facilities Construction and Maintenance Michael Benson, President, Southern Utah University Fred Adams, Founder of the Shakespearean Festival Sen. Dennis Stowell John Bennett, Governor's Office of Planning and Budget and Executive Director, Utah Quality Growth Commission Kent Beers, Assistant Director, Division of Facilities Construction and Maintenance Matthias Mueller, Project Director, Division of Facilities Construction and Maintenance Glen Beckstead, Professional Cost Estimator, Division of Facilities Construction and Maintenance
Facilities	David L. Buhler, Interim Commissioner, State Board of Regents Scott Wyatt, President, Snow College Marvin Dodge, Financial Vice President, Snow College